

STATE OF ALABAMA)

COUNTY OF MONTGOMERY)

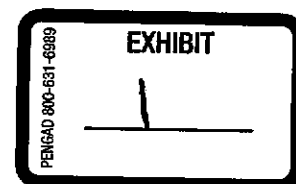
AFFIDAVIT

My name is Eleanor I. Brooks; I am over the age of nineteen (19) years; I am a resident of Montgomery County, Alabama; and I am the District Attorney for the Fifteenth Judicial Circuit of Alabama.

According to court records, Jeffery James Jackson (Plaintiff), a black male, born May 12, 1958, was indicted by the Montgomery County Grand Jury on December 10, 1999, for Theft of Property Second Degree and Receiving Stolen Property Second Degree in CC No. 99-2133. On June 17, 2002, he pled guilty as charged to Receiving Stolen Property II and the alternative count of Theft of Property Second Degree was nolle prossed. On the same day, he was sentenced under the Alabama Habitual Offender Act, admitting at least three (3) prior felony convictions, to fifteen (15) years, split, to serve three (3) years, suspended with three (3) years supervised probation, among other things. See Exhibit One (a certified copy of the Case Action Summary for CC No. 99-2133).

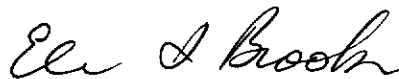
The Case Action Summary further shows that through clerical error court records indicated Mr. Jackson pled guilty to Breaking and Entering a Motor Vehicle and Theft of Property Third Degree on February 14, 2000. Apparently someone in the Judge's office mixed up paperwork in two (2) unrelated cases. This error was corrected by the Trial Court on March 28, 2002.

Neither I nor my office caused the clerical error nor did we order or issue a warrant of arrest for failure to appear on February 28, 2002.



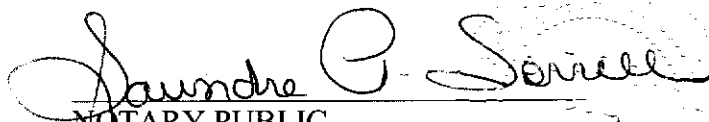
The Defendant was indicted by the Montgomery County Grand Jury on April 7, 2006, for Murder alleged to have occurred on or about February 9, 2004. This case is pending.

I do not know how to respond further at this time as Mr. Jackson fails to allege any wrongdoing by me or this office.



ELEANOR I. BROOKS
AFFIANT

Sworn to and subscribed before me on this 20th day of April, 2006.



NOTARY PUBLIC

MY COMMISSION EXPIRES: 6/25/06

ACR0372 ALABAMA JUDICIAL INFORMATION SYSTEM CASE: CC 1999 002133.00
 OPER: DBM CASE ACTION SUMMARY
 PAGE: 1 CIRCUIT CRIMINAL RUN DATE: 12/16/1999
 =====
 IN THE CIRCUIT COURT OF MONTGOMERY JUDGE: SMG

STATE OF ALABAMA VS JACKSON JEFFERY J.
 1041 BRAGG STREET
 CASE: CC 1999 002133.00 MONTGOMERY, AL 36108 0000

DOB: 05/12/1958 SEX: M RACE: B HT: 6 00 WT: 175 HR: EYES:
 SSN: 903120329 ALIAS NAMES:
 =====
 CHARGE01: THEFT OF PROP 2ND CODE01: TOP2 LIT: THEFT OF PROP TYP: F #: 001
 CHARGE02: REC STOLEN PROP 2ND CODE02: RSP2 TYP: F #: 001
 OFFENSE DATE: AGENCY/OFFICER: 0030100

DATE WAR/CAP ISS: DATE ARRESTED: 10/15/1999
 DATE INDICTED: 12/10/1999 DATE FILED: 12/16/1999
 DATE RELEASED: DATE HEARING:
 BOND AMOUNT: \$30,000.00 SURETIES:

DATE 1: DESC: TIME: 0000
 DATE 2: 12/22/1999 DESC: ARRG TIME: 0820 A

TRACKING NOS: GJ 1999 120329 01 /

DEF/ATY: *W. Hartley*
Aimee Smith 00000

TYPE: *A*

TYPE:

PROSECUTOR: ~~REDMOND SUSAN RACHEL~~
M. Dukes

June 29 ✓ *Feb 11* ✓
May 9 ✓ *Jan 18 2000* ✓

OTH CSE: GJ199912032901 CHK/TICKET NO:
 COURT REPORTER: SID NO: 000792436 GRAND JURY: 329
 DEF STATUS: JAIL DEMAND: OPER: DBH

DATE ACTIONS, JUDGEMENTS, AND NOTES

12-22-99 W. Hartley, apd

**DEFENDANT ARRAIGNED IN OPEN
 COURT, PLEADS NOT GUILTY.**

SMG

1-18-00 Trial continued

1-11-00 NOTICE OF DISCOVERY TO DEFT, INTENT TO USE PRIOR CONV., INTENT TO
 INVOKE SENT ENHANCEMENTS INTENT TO OFFER PROOF BY A CERT OF ANALYSIS
 & MOTION FOR DISCOVERY BY STATE
 1-18-00 MOTION FOR DISCOVERY
 1-27-00 MOTION FOR DISCOVERY
 1-31-00 NOTICE OF ADDITIONAL DISCOVERY TO DEFT
 2-7-00 NOTICE OF ADDITIONAL DISCOVERY TO DEFT

State of Alabama
Unified Judicial SystemCASE ACTION SUMMARY
CONTINUATION

Case Number

CC-992133 GR

Form C-7

Rev 2/79

Style: STATE OF ALABAMA VS.

Sally Greenhaw

Page Number _____ of _____ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

Y. O. A GRANTED / DENIED

State's Motion/Nolle Prose Count(s) _____ Granted

State's Motion To Dismiss Count(s) _____ Granted

State's Motion To Amend Count _____ to _____ Granted

2/14/00

The Defendant is before the Court and is represented. The Court on record fully explained all Constitutional rights. The Court is convinced that Defendant comes into court voluntarily and understands all his rights. Exhibit A is signed by Defendant and counsel and the record affirmatively shows colloquy between the Judge and Defendant and that Defendant fully and completely understands he is waiving his Constitutional rights and other effects of a guilty plea and the consequences thereof and the sentence that could be imposed. Upon the conclusion of said colloquy the Court accepts the guilty plea and finds Defendant guilty and enters a judgment of guilt to the charge of Be 4 ON TOP III

Notice of HOA/Drug/Weapon Enhancements given N/A

P.S.I. ORDERED / WAIVED

Sentencing date is 3-13-00 at 8:00 a.m.

SALLY GREENHAW, CIRCUIT JUDGE

State of Alabama Unified Judicial System		CASE ACTION SUMMARY CONTINUATION		Case Number CC 99-2133
Form C-7 Rev 2/79				
Style: State vs Jeffery Jackson Page Number _____ of _____ Pages				
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
10/10/01	Motion to Set Sentencing			
2-28-02	A met at Doc, Failed to appear for sentencing. Issue WOA smg			
3-4-02	Capias issued			
3-18-02	Warrant served; file sent to Judge's Office			
3-28-02				
*	<p>The Court Nunc Pro Tunc hereby corrects this record to show that the plea entered on 2/14/00 was in error and it is set aside. The Court has determined that it was another Defendant who entered the plea.</p> <p>The Defendant is released from custody and a case status is scheduled for 4/11/02 at 8:30 am.</p> <p>Defendant resides at 122 E. South Blvd.</p> <p>smg SALLY GREENHAW CIRCUIT JUDGE</p>			
4-11-02	<p>DEFENDANT FIA FOR ISSUE W.O.A. Status hearing</p> <p>smg</p> <p>* Entered in wrong - see 3-28-02 order</p>			
4-16-02	Capias issued			
5-24-02	Capias executed; file sent to Judge's Office			

State of Alabama
Unified Judicial SystemCASE ACTION SUMMARY
CONTINUATION

Case Number

CC-99-2133 G:

Form C-7

Rev 2/79

Style: STATE OF ALABAMA VS.

Jeffrey Jackson Page Number _____ of _____ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

Y.O.A GRANTED/DENIED

State's Motion/Nolle Prose Count(s) Court TOP II Granted one

State's Motion To Dismiss Count(s) _____ Granted

State's Motion To Amend Count _____ to _____ Granted

6/17/02

The Defendant is before the Court and is represented. The Court on record fully explained all Constitutional rights. The Court is convinced that Defendant comes into court voluntarily and understands all his rights. Exhibit A is signed by Defendant and counsel and the record affirmatively shows colloquy between the Judge and Defendant and that Defendant fully and completely understands he is waiving his Constitutional rights and other effects of a guilty plea and the consequences thereof and the sentence that could be imposed. Upon the conclusion of said colloquy the Court accepts the guilty plea and finds Defendant guilty and enters a judgment of guilt to the charge of R S P II

Notice of HOA/Drug/Weapon Enhancements given 3.P.S.I. ORDERED / WAIVEDSentencing date is 7/02 at 8:30 a.m.Sally Greenhaw
SALLY GREENHAW, CIRCUIT JUDGE

State of Alabama
Unified Judicial SystemCASE ACTION SUMMA. Y
CONTINUATION

Case Number

cc-99 2133

Form C-7

Rev 2/79

Style:

Jeffrey Jackson

Page Number _____ of _____ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

6/17/02

Defendant & attorney appeared for sentencing.
Court asked if he/she had anything to say why
sentence should not now be pronounced and
Defendant having his/her say, it is ORDERED:

HOA Enhancements Applicable Yes/No
Defendant Admits 3 State Proves _____ Priors

Sentenced to 15 yrs./split to serve 3 yrs.
_____ reverse split postpone _____ review 7-22-02
Concurrent 9-16-03 Consecutive 8-30

SUSPENDED YES/NO SUPERVISED/COURT PROBATION
3 years LEVEL II _____ Monitor _____

ENHANCEMENTS - Weapons _____ years
Drug - _____ years School/Public Housing
_____ years Sale under 18
\$1000/2000 Fine

_____ Remit portion completion SAP
_____ Driver License suspended 6 mo.
_____ \$100.00 DFS fee

GED _____ BootCamp _____ /SAP _____ /Chain Gang _____
Work Release _____ Frank Lee _____ /Employment _____
Community Service _____ hrs.at _____ /PO Select
Review upon completion - Yes _____

Other - A given notice in open court
of court date

Restitution \$ open Fine \$ _____
Crime Victim \$25.00/\$50.00 ✓ Ct. Costs ✓
Attorneys Fees \$150.00/Attorney/GAL Fees to be submitted
Payment \$ 20 Mo/Wk Begin 7/22/02 OR
1/2 monies earned _____ Review _____

_____ DOC to give 60 day notice prior to E.O.S.
Defendant advised rt. appeal, credit time served
Appeal Bd. set \$ _____


JUDGE SALLY GREENHAW

State of Alabama Unified Judicial System Form C-7 Rev 2/79		CASE ACTION SUMMARY CONTINUATION		Case Number CC-99-2133
Style: State of Ala. vs. Jackson, Jeffrey Page Number _____ of _____ Pages				
DATE	ACTIONS, JUDGMENTS, CASE NOTES			
6/5/02	Motion for production of discovery			
6/5/02	Notice of appearance			
6/6/02	Notice of discovery			
7-22-02	Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for <u>8/29/02</u> at <u>4</u> <u>am/pm</u> <u>payment on</u> <u>SMG</u> <u>7-26-02</u> SALLY GREENHAW, Circuit Judge			
8-29-02	DEFENDANT'S DEFENDANT FTA FOR Review ISSUE W.O.A. ISSUE W.O.A. No payments made			
9-4-02	Capias Issued			
9-16-02	Capias Executed on 9-14-02; File to Judge			
9-30-02	A is released from 10:30am - 3:30pm to see about a job. A stated he did not report because he had no transportation Status 10-1-02 @ 8:30 SMG			
10-1-02	A appeared, has a job. Work release from 5A-5P M-F. Review 10-21-02 @ 830. SMG			

State of Alabama Unified Judicial System	CASE ACTION SUMMARY CONTINUATION	Case Number CC-99-2133
Form C-7	Rev 2/79	

Style: _____

Page Number _____ of _____ Pages

DATE	ACTIONS, JUDGMENTS, CASE NOTES
10-28-02	Δ has had no success at finding a job with the temp service or finding housing. Δ to be released Monday 1-5, Tues + Wed from 9-3 to look for work + housing. Review 10-31-02 @ 8 ³⁰ SMG
10-31-02	Δ is released on probation + stay with Rev Browder. Review payment plan 11-25-02 @ 8 ³⁰
11-25-02	Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for <u>12-15-02</u> at <u>8³⁰</u> am/pm. SMG SALLY GREENHAW, Circuit Judge
12-5-02	Δ appeared, restitution entered in the amount of \$999.-. Review 1-23-03 @ 4pm. ASmit's Mt to withdraw granted. SMG
	Defendant appeared for Review. Copy of ORDER TO APPEAR given to Defendant in Open Court for <u>1-1-03</u> at <u> </u> am/pm. _____, Circuit Judge
12-23-03	DEFENDANT FTA FOR Review on Pay ISSUE W.O.A. 

Rec'd 5-6-03

State of Alabama
Unified Judicial System

Case Number

Form C-7

Rev 2/79

CASE ACTION SUMMARY
CONTINUATION

CC - 99-2133

Style:

Jeffery Jackson

Page Number _____ of _____ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

5-7-03

Capias issued

2-19-04

Capias executed 2-18-04; file to Judge.

State of Alabama
Unified Judicial System

Form C-7

Rev 2/79

CASE ACTION SUMMARY
CONTINUATION

Case Number

99-2133

TMT

Style:

Jeffery Jackson

Page Number _____ of _____ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

2-23-04

Delinquency report filed by the Court and based on the record Defendant is declared delinquent and arrested for.

- ☒ Failure to report
- ☒ Failure to pay court ordered monies
- ☐ Failure to pay supervision fees
- ☒ Arrested on new charges
- ☐ Failure to avoid injurious habits
- ☒ Changing residences without permission
- ☒ Failure to comply with Court orders
- ☐ Failure to attend and/or complete program

Robbery, Murder

Δ shall remain in delinquent status pending outcome of new charges.

11-1-04

Two new cases were Bound Over to the Grand Jury on 3-26-04; still no disposition AS

STATE OF ALABAMA
MONTGOMERY COUNTY

I, as Circuit Clerk, Montgomery County Circuit Court, do hereby certify that the within is a complete, true and correct copy of the Case Action Summary on file in said office.

Witness my hand and the seal of said Court is hereto affixed this the 16th day of February 2006.

Melissa R. Hissner
CIRCUIT CLERK